

HOUSE BILL 782

P1

0lr0990

By: **Delegates Lee, Barkley, Boteler, Bronrott, DeBoy, Dumais, Eckardt, Frick, Glenn, Gutierrez, Healey, Heller, Howard, Impallaria, Kipke, Kramer, Kullen, Manno, McDonough, Montgomery, Morhaim, Nathan-Pulliam, Pendergrass, Reznik, Rice, Robinson, Shewell, F. Turner, V. Turner, Valderrama, and Waldstreicher**

Introduced and read first time: February 9, 2010

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Information Technology – Security of Computer Systems**

3 FOR the purpose of requiring the Secretary of Information Technology to develop and
4 adopt, by regulation, certain security procedures; including in the duties of the
5 Secretary the duty to develop standards and make recommendations concerning
6 the security of certain computer systems; requiring the Secretary to consider
7 certain matters when developing and adopting certain regulations; and
8 generally relating to the security of computer systems used by State
9 government and educational institutions.

10 BY repealing and reenacting, with amendments,
11 Article – State Finance and Procurement
12 Section 3A–303
13 Annotated Code of Maryland
14 (2009 Replacement Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – State Finance and Procurement**

18 3A–303.

19 The Secretary is responsible for carrying out the following duties:

20 (1) developing, maintaining, revising, and enforcing information
21 technology policies, procedures, and standards;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) providing technical assistance, advice, and recommendations to the
2 Governor and any unit of State government concerning information technology
3 matters;

4 (3) reviewing the annual project plan for each unit of State
5 government to make information and services available to the public over the Internet;

6 (4) developing and maintaining a statewide information technology
7 master plan that will:

8 (i) be the basis for the management and direction of
9 information technology within the Executive Branch of State government;

10 (ii) include all aspects of State information technology including
11 telecommunications, data processing, and information management;

12 (iii) consider interstate transfers as a result of federal legislation
13 and regulation;

14 (iv) work jointly with the Secretary of Budget and Management
15 to ensure that information technology plans and budgets are consistent;

16 (v) ensure that State information technology plans, policies, and
17 standards are consistent with State goals, objectives, and resources, and represent a
18 long-range vision for using information technology to improve the overall effectiveness
19 of State government; and

20 (vi) include standards to assure nonvisual access to the
21 information and services made available to the public over the Internet; [and]

22 (5) adopting by regulation and enforcing nonvisual access standards to
23 be used in the procurement of information technology services by or on behalf of units
24 of State government;

25 **(6) DEVELOPING AND ADOPTING, BY REGULATION, SECURITY**
26 **PROCEDURES FOR THE DEPARTMENT; AND**

27 **(7) DEVELOPING STANDARDS AND MAKING RECOMMENDATIONS**
28 **CONCERNING THE SECURITY OF COMPUTER SYSTEMS USED BY STATE**
29 **GOVERNMENT AND EDUCATIONAL INSTITUTIONS.**

30 SECTION 2. AND BE IT FURTHER ENACTED, That the Secretary of
31 Information Technology shall consider background checks for current and future
32 employees of the Department of Information Technology and the potential breach of
33 security as a result of open meeting requirements when developing and adopting the

1 regulations required under § 3A-303(6) of the State Finance and Procurement Article,
2 as enacted by Section 1 of this Act.

3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2010.